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2005 AUG 18 PM 1:10

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: WAYNE J. MYER & BLAINE M. KELLEY
For: APPARATUS AND PROCESS FOR MAKING A CORRUGATION-FREE FOAM
Serial No.: 10/063,186 Examiner: Angela Y. Ortiz
Filed: March 28, 2002 Group Art Unit: 1732
Docket No.: 70254-0347

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))	
I hereby certify that this correspondence is, on the date shown below, being:	
<input type="checkbox"/> deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Assistant Commissioner of Patents, Washington, DC 20231	<input checked="" type="checkbox"/> transmitted by facsimile to the Patent and Trademark Office, Office of Finance at 571-273-6500.
Date: August 18, 2005	 Signature Andrea R. Jacobson (type or print name of person certifying)

ATTENTION: Accounting Division, Office of Finance
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF CHARGES TO DEPOSIT ACCOUNT

Sir:

Applicants request a review of the charges to Deposit Account 50-2003 shown on the statement dated August 2005, for the above-identified application.

A copy of the monthly statement in which the error referred to occurs accompanies this request. The improper charges are highlight.

01/25/2006 RECEIVED 01/25/2006 01/25/2006
01/25/2006 01/25/2006

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Relevant Facts

A Notice of Allowance and Fee(s) Due was mailed by the U.S. Patent and Trademark Office in this matter on December 18, 2003. Accordingly, the three month deadline for paying the fee(s) expired on March 18, 2004.

On January 22, 2004, Applicants submitted, via facsimile, Part B - Fee(s) Transmittal. The Commissioner was authorized to charge the required fee(s) to deposit account number 50-2003.

On January 22, 2004, Applicants received an Auto-Reply Facsimile Transmission from the USPTO confirming receipt of the Part B - Fee(s) Transmittal.

A review of the January 2004 monthly deposit account statement shows that deposit account number 50-2003 was charged the \$1,330.00 issue fee and the \$300 publication fee. See the attached Exhibit A.

On April 20, 2004, the undersigned attorney received a telephone call from Examiner Ortiz stating that the above-identified patent application was being withdrawn from issue.

On June 8, 2004, the undersigned attorney discussed the claims with Examiner Ortiz via telephone. Amendments to the claims were filed via facsimile on June 9, 2004.

A second Notice of Allowance and Fee(s) Due was mailed by the U.S. Patent and Trademark Office in this matter on June 17, 2004. Accordingly, the three month deadline for paying the fee(s) expired on September 17, 2004. The Total Fee(s) Due was listed as \$0 on the Notice.

On July 7, 2004, Applicants submitted, via facsimile, Comments on Statement of Reasons for Allowance and the Part B - Fee(s) Transmittal. The Commissioner was authorized to charge any required fee(s) to deposit account number 50-2003.

On January 3, 2005, a Notice of Abandonment was issued by the Patent and Trademark Office for failure to timely pay the issue fee.

On January 11, 2005, Applicants submitted a Petition to Withdraw Holding of Abandonment asserting that the issue fee had been timely paid.

On August 3, 2005, a Notice of Rescinded Abandonment was issued by the U.S. Patent and Trademark Office.

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On August 16, 2005, credits in the amounts of \$1,330 (fee code 1501) and \$300 (fee code 1504) were applied to deposit account no. 50-2003. Applicants believe these credits to be a refund of the issue and publication fees previously charged on January 23, 2004. *See, Exhibit B.*

Also on August 16, 2005, charges of \$1,330 (fee code 1502) and \$30 (fee code 8001) were applied to deposit account no. 50-2003. *See, Exhibit B.*

REMARKS

Applicants believe that the August 16, 2005, \$1,330 fee is a charge of the issue fee and is in good order. However, Applicants believe that the \$30 fee for fee code 8001 should have been a \$300 fee for fee code 1504 in payment of the publication fee. Fee code 8001 is associated with patent copies; no patent copies have been ordered related to this application.

Applicant respectfully request that the ~~\$30~~ fee for fee code 8001 be credited to deposit account 50-2003 and that the \$300 fee for fee code 1504 be charged to deposit account 50-2003.

Respectfully submitted,

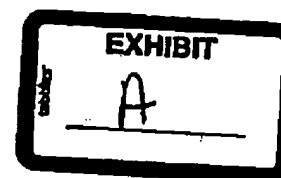
WAYNE J. MYER AND BLAINE M. KELLEY

Dated: 8/18/05

By: 

Mark A. Davis, Reg. No. 37,118
MCGARRY BAIR PC
171 Monroe Avenue, N.W., Suite 600
Grand Rapids, Michigan 49503
mad@mcgarrybair.com
(616) 742-3500

G0183787

United States
Patent and
Trademark Office**Deposit Account Statement**

Requested Statement Month: January 2004
Deposit Account Number: 502003
Name: MCGARRY BAIR PC
Attention: G THOMAS WILLIAMS, ESQ.
Address: 171 MONROE AVENUE, NW
City: GRAND RAPIDS
State: MI
Zip: 49503
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/02	610	78161271	71189-1440	7004	\$150.00	\$10,094.00
01/02	612	78161275	71189-1441	7004	\$150.00	\$9,944.00
01/02	620	78167443	71189-1447	7004	\$150.00	\$9,794.00
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01/08	386	1818668	71189-58	7205	\$100.00	\$9,654.00
01/08	387	1818668	71189-58	7201	\$400.00	\$9,254.00
01/08	464	10031667	70310-10	2501	\$665.00	\$8,589.00
01/08	465	10031667	70310-10	1504	\$300.00	\$8,289.00
01/09	5	PCT/US04/00142	71365-0129	1601	\$300.00	\$7,989.00
01/09	6	PCT/US04/00142	71365-0129	1704	\$1,818.00	\$6,171.00
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01/13	890	78047066	71387-3	7004	\$150.00	\$9,478.00
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01/14	39	10707764	71189-1575	1202	\$216.00	\$8,492.00
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01/14	47	10707727	71365-0130	1202	\$684.00	\$7,038.00
01/14	155	60481890	70038-0058	2005	\$80.00	\$6,958.00
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01/16	26	E-REPLENISHMENT		9203	-\$5,000.00	\$11,818.00
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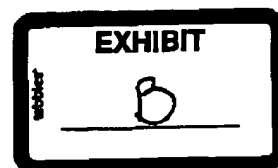
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01/21 10	78055953	70933-113	7004	-\$300.00	\$10,888.00
01/21 11	78055953	70933-113	6005	\$100.00	\$10,788.00
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01/22 70	29178825	71543-0012	2502	\$240.00	\$10,228.00
01/22 151	2133643		6205	\$100.00	\$10,128.00
01/22 152	2133643		6208	\$200.00	\$9,928.00
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01/23 165	10063186	70254-347	1504	\$300.00	\$8,298.00
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01/23 450	10484342	70078-0203	1615	\$198.00	\$8,000.00
01/23 451	10484342	70078-0203	1614	\$86.00	\$7,914.00
01/23 452	10484342	70078-0203	8021	\$40.00	\$7,874.00
01/27 1	10707925	71485-0007	8021	\$40.00	\$7,834.00
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01/29 2	10707044	71202-0048	2051	\$65.00	\$16,484.00
01/29 3	10707043	71202-0045	2051	\$65.00	\$16,419.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$10,244.00	\$14,125.00	\$20,300.00	\$16,419.00

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Deposit Account Statement

Requested Statement Month: August 2005
Deposit Account Number: 502003
Name: MCGARRY BAIR PC
Attention: G THOMAS WILLIAMS, ESQ.
Address: 171 MONROE AVENUE, NW
City: GRAND RAPIDS
State: MI
Zip: 49503
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/01	227	PCT/US04/33436	70038-0061	1606	\$750.00	\$8,808.00
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08/02	28	5284429	70158-103	1553	\$3,800.00	\$2,535.00
08/02	29	5716107	70158-37	1552	\$2,300.00	\$235.00
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08/04	230	29225632	71889-1781	8007	\$20.00	\$7,885.00
08/04	232	29225501	71189-1762 AND 1763	8007	\$40.00	\$7,845.00
08/04	233	29225498	71189-1764	8007	\$40.00	\$7,805.00
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08/05	1	10249688	71488-0002	2202	\$25.00	\$7,700.00
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08/09 88	11032969	2792	1806	\$180.00	\$11,790.00
08/09 88	PCT/US05/26782	71192-0044	1602	\$1,000.00	\$10,790.00
08/09 89	PCT/US05/26782	71192-0044	1701	\$1,124.00	\$9,666.00
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08/11 453	PCT/US04/34841	71189-1672	1705	\$173.00	\$5,843.00
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08/15 1383	2367211	71291-1	7205	\$100.00	\$5,163.00
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START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$9,558.00	\$38,855.00	\$46,630.00	\$17,333.00

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Payment Method:	EFT
User Id:	MCGARRY
Customer Name:	G. THOMAS WILLIAMS
Bank Name:	FIFTH THIRD BANK
Account Number:	...742

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